

1 Ian Ledlin  
2 Phillabaum, Ledlin, Matthews  
3 & Sheldon, PLLC  
4 421 W. Riverside Avenue, Suite 900  
5 Spokane, WA 99201  
6 (509) 838-6055  
7

Hon. Patricia C. Williams

8 UNITED STATES BANKRUPTCY COURT  
9 EASTERN DISTRICT OF WASHINGTON

10 In re:  
11 LAING, CLEDA T.

12 Debtor.

13 No. 04-03430-W13

14 FINDING OF FACT AND  
15 CONCLUSIONS OF LAW RE:  
APPLICATION TO EMPLOY  
SHERYL S. PHILLABAUM AS  
LAWYER FOR CO-PERSONAL  
REPRESENTATIVES OF THE  
ESTATE OF CLEDA T. LAING,  
DECEASED

16 THIS MATTER having come before the Court on the Application to employ  
17 Sheryl S. Phillabaum ("Proposed Appointee"), Docket # 71, as lawyer for the co-  
18 personal representatives of the estate of Cleda T. Laing, deceased, the Chapter 13  
19 Trustee having objected to that Application, the Court makes the following FINDING  
20 OF FACT:

21 The services proposed to be rendered by Proposed Appointee and any other  
22 professional assisting in the probate of the debtor's estate relate only to a state court  
23 proceeding independent of the above-entitled bankruptcy case.

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26 FINDING AND CONCLUSIONS RE: APPLICATION  
27 TO EMPLOY SHERYL S. PHILLABAUM - 1

28 PHILLABAUM, LEDLIN, MATTHEWS  
& SHELDON, PLLC  
ATTORNEYS AT LAW  
421 WEST RIVERSIDE, SUITE 900  
SPOKANE, WASHINGTON 99201-0413  
TELEPHONE (509) 838-6055

1       Based upon the foregoing Finding of Fact, the Court makes the following  
2 CONCLUSIONS OF LAW:

3       1. Any approval needed by Proposed Appointee and any other professional  
4 assisting in the probate of the debtor's estate should be sought from the appropriate  
5 state court.

6       2. Any compensation sought by Proposed Appointee and any other  
7 professional assisting in the probate of the debtor's estate in connection with such  
8 services should be approved by the appropriate state court and paid solely out of the  
9 assets of the probate estate.

10      3. The Application should be denied.

11 Presented by:

12 PHILLABAUM, LEDLIN, MATTHEWS  
13 & SHELDON, PLLC

14  
15 IAN LEDLIN  
16 Lawyer for Debtor

16 OFFICE OF CHAPTER 13 TRUSTEE

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19 DANIEL H. BRUNNER  
20 Trustee

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FINDING AND CONCLUSIONS RE: APPLICATION  
TO EMPLOY SHERYL S. PHILLABAUM - 2

PHILLABAUM, LEDLIN, MATTHEWS  
& SHELDON, PLLC  
ATTORNEYS AT LAW  
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SPOKANE, WASHINGTON 99201-0413  
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